

(b) If, after hearing, the court finds in favor of the claimant, it shall enter its decree to that effect, stating the amount of money (including interest) to which such claimant is entitled. The collector of the Panama Canal, upon presentation by the claimant of a certified copy of the decree of the court which has become final, shall pay to the claimant the amount of money to which such claimant is entitled. Costs in any such proceeding shall be assessed by the court and paid by, or deducted from any amount due, the claimant.

(c) Upon the expiration of such period of eight years, or, if a claim is pending, upon the final disposition of such claim, any money deposited in accordance with a decree under subdivision (a) of section 20 and not successfully claimed under this section, together with any interest realized from the investment thereof, shall be covered into the Treasury of the United States as miscellaneous receipts, and all claims thereto shall thereafter be forever barred.

SEC. 21. All proceedings under sections 19 and 21 shall be deemed equitable actions, triable by the court without the intervention of a jury. In any case involving an amount exceeding \$1,000, where a decree has been entered after contest, an appeal may be taken in the same manner and within the same time as an appeal in other civil actions.

SETTLEMENT OF ESTATES

SEC. 22. Hereafter, in the Canal Zone, the settlement of the estate of a deceased person shall not be delayed because any heir, next of kin, devisee, legatee, or person entitled thereto, or to any part thereof, is unknown or can not be found. In any such case the court shall, in the decree of distribution, fix the interest of such heir, next of kin, devisee, legatee, or person in such estate, direct the conversion of such interest into money, and direct that the money representing the interest of such person be paid to the administrator of estates of the Canal Zone, to be held by such administrator as a special fund, distinct and apart from all other funds. Such fund, or any part thereof, shall be disbursed by such administrator thereafter only by order of the court, either to the person entitled thereto, on presentation of claim and satisfactory proof to the court, or to the collector of the Panama Canal pursuant to a proceeding under section 19.

Approved, December 29, 1926.

CHAP. 20.—An Act To provide for enlarging and relocating the United States Botanic Garden, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That for the purpose of enlarging and relocating the United States Botanic Garden, the Joint Committee on the Library is authorized and directed—

(1) To acquire on behalf of the United States, by purchase, condemnation, or otherwise, in accordance with the provisions of section 3 of the Act entitled "An Act making appropriations for sundry civil expenses of the Government for the fiscal year ending June 30, 1891, and for other purposes," approved August 30, 1890, as amended, all of the privately owned land, buildings, and other structures, in square numbered 576 and square numbered 578, in the District of Columbia, as such squares appear on the records in the office of the surveyor of the District of Columbia as of the date of the passage of this Act. Upon the acquisition of such land, buildings, and structures, all of the land contained in square numbered 576 and square numbered 578 shall become a part of the United States

Effect of favorable decree.

Payment.

Costs.

If claim not successful, fund to be covered into the Treasury with interest realized therefrom.

Post, p. 1023.

Proceedings deemed equitable actions.

Post, p. 1023.

Appeals allowed.

Settlement of estates.

No delay if no heir, etc., can be found.

Interest thereof to be converted into money and held as a special fund.

Disbursed by administrator of estates by order of court.

Post, p. 1024.

January 5, 1927.

[S. 4153.]

[Public, No. 535.]

Botanic Garden, D. C.

Post, p. 1262.

Joint Committee on the Library authorized to acquire land for enlarging, etc.

Vol. 26, p. 412.

Squares designated.

Joint Committee to have jurisdiction over acquired land, etc.

Removal of present buildings.

Reerection of Bartholdi Fountain.

Plans, etc., for new buildings to be prepared, etc.

Assistance of governmental agencies, etc.

Balance available.
Vol. 43, pp. 729, 1297.

Sum authorized for purchase, etc.

Botanic Garden and shall be under the jurisdiction and control of the Joint Committee on the Library.

(2) To provide for the removal of such buildings and other structures now located upon the squares specified in paragraph (1) as it deems necessary.

(3) To provide for the removal of the Bartholdi Fountain and its basin and equipment from its present site and the reerection of the same upon a suitable location upon one of the squares specified in paragraph (1).

(4) To investigate the cost of the construction of new conservatories and other necessary buildings for the United States Botanic Garden, to procure preliminary plans and estimates by contract or otherwise for such conservatories and buildings, and to report thereon to Congress before the end of the second regular session of the Seventieth Congress. In making such investigation and report the Joint Committee on the Library is hereby authorized to procure advice and assistance from any existing governmental agency, including the services of engineers, surveyors, draftsmen, architects, and other technical personnel in the executive departments and independent establishments of the Government. For the purpose of this paragraph the unexpended balance of the appropriations made pursuant to the authority contained in Public Resolution Numbered 42, approved January 7, 1925, is hereby made available.

SEC. 2. There is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the sum of \$820,000, or so much thereof as may be necessary, to enable the Joint Committee on the Library to carry out the provisions of paragraphs (1), (2), and (3) of section 1 of this Act.

Approved, January 5, 1927.

January 5, 1927.

[S. 3615.]

[Public, No. 536.]

CHAP. 21.—An Act For the relief of soldiers who were discharged from the Army during the Spanish-American War, the Philippine insurrection, and the Boxer uprising because of misrepresentation of age.

Army.
Soldiers discharged for fraudulently misrepresenting age on enlisting during Spanish-American War, etc., may be considered honorably discharged.

Provisos.
No back pay, etc.

Certificate of honorable discharge may be granted.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in the administration of any laws conferring rights, privileges, or benefits upon honorably discharged soldiers of the United States Army, their widows and dependent children, a soldier who was enlisted between April 21, 1898, and July 4, 1902, both dates inclusive, and who was discharged for fraudulent enlistment on account of misrepresentation of his age, shall hereafter be held and considered to have been discharged honorably from the military service on the date of his actual separation therefrom, if his service otherwise was such as would have entitled him to an honorable discharge: *Provided*, That no back pay or allowances shall accrue by reason of the passage of this Act: *Provided further*, That in all such cases the War Department shall, upon request, grant to such men or their widows a discharge certificate showing that the soldiers are held and considered to have been honorably discharged under the provisions of this Act.

Approved, January 5, 1927.

January 5, 1927.

[S. 3728.]

[Public, No. 537.]

CHAP. 22.—An Act To grant to the State of New York and the Seneca Nation of Indians jurisdiction over the taking of fish and game within the Allegany, Cattaraugus, and Oil Spring Indian Reservations.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That on and after